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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/698,858	10/31/2003	Gary T. Seim	GUID.014US01(01-014)	9341
51294 7590 02/14/2008 HOLLINGSWORTH & FUNK, LLC 8009 34TH AVE S. SUITE 125 MINNEAPOLIS, MN 55425			EXAMINER SMITH, TERRIL	
			ART UNIT 3762	PAPER NUMBER
			MAIL DATE 02/14/2008	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

**Advisory Action**  
**After the Filing of an Appeal Brief**

Application No.

10/698,858

Examiner

Terri L. Smith

Applicant(s)

SEIM ET AL.

Art Unit

3762

**--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

The reply filed 22 January 2008 is acknowledged.

1. ☐ The reply filed on or after the date of filing of an appeal brief, but prior to a final decision by the Board of Patent Appeals and Interferences, will not be entered because:
- a. ☐ The amendment is not limited to canceling claims (where the cancellation does not affect the scope of any other pending claims) or rewriting dependent claims into independent form (no limitation of a dependent claim can be excluded in rewriting that claim). See 37 CFR 41.33(b) and (c).
- b. ☐ The affidavit or other evidence is not timely filed before the filing of an appeal brief. See 37 CFR 41.33(d)(2).
2. ☐ The reply is not entered because it was not filed within the two month time period set forth in 37 CFR 41.39(b), 41.50(a)(2), or 41.50(b) (whichever is appropriate). Extensions of time under 37 CFR 1.136(a) are not available.

Note: This paragraph is for a reply filed in response to one of the following: (a) an examiner's answer that includes a new ground of rejection (37 CFR 41.39(a)(2)); (b) a supplemental examiner's answer written in response to a remand by the Board of Patent Appeals and Interferences for further consideration of rejection (37 CFR 41.50(a)(2)); or (c) a Board of Patent Appeals and Interferences decision that includes a new ground of rejection (37 CFR 41.50(b)).

3. ☐ The reply is entered. An explanation of the status of the claims after entry is below or attached.
4. ☒ Other: Claim 9 was properly rejected in the body of the Office Actions mailed on 12 July 2006 (page 5, paragraph 7, lines 3–5) and 25 May 2007 (page 7, paragraph 11, lines 3–5). However, claim 9 was inadvertently left out of the list of rejected claims under which it was rejected in the opening paragraph on page 4, paragraph 5 in the Office Action mailed on 12 July 2006 and in the opening paragraph on page 6, paragraph 9 in the Office Action mailed on 25 May 2007.

In the Office Actions mailed on 12 July 2006 and 25 May 2007 claims 30–35 were inadvertently left out of the list with their respective corresponding rejected mirror claims set forth in the present invention. An Office Action will be mailed detailing these rejections.

/Angela D Sykes/  
Supervisory Patent Examiner, Art Unit 3762